

after the priority date of the Aisenbrey Provisional Applications.

Applicant has filed herewith an affidavit under 37 CFR 131(b) setting forth facts establishing that the invention claimed in Applicants application was fully conceived, reduced to practice, and publically manufactured and sold by Applicant prior to the earliest priority date that can be alleged by Aisenbrey.

In view of the foregoing, it is submitted the foregoing citation of Aisenbrey has been defeated as a valid reference and the rejection is avoided. In view of the abandonment of the prior rejections it is submitted that claims 13-26 are in condition for allowance and action toward that end is respectfully requested.

THE REJECTION OF CLAIMS 1-12

UNDER 35 USC 103

OVER HERRING IN VIEW OF AAPA IN VIEW OF AISENBREY:

This is a new rejection and relies again upon Aisenbrey, but in further combination with Herring and AAPA.

Applicant has filed herewith an affidavit under 37 CFR 131(b) setting forth facts establishing that the invention claimed in Applicants application was fully conceived, reduced to practice, and publically manufactured and sold by Applicant prior to the earliest priority date that can be alleged by Aisenbrey.

In view of the foregoing, Aisenbrey is defeated as a valid reference cited against the present application and thus the combination rejections cannot stand.

In view thereof, it is submitted that claims 1-12 are in



condition for allowance and action toward that end is respectfully requested.

SUMMARY

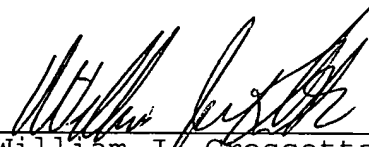
In view of the foregoing, it is submitted the AISENBREY reference has been properly sworn behind, it being definitively established that at least as of the date of filing of the Aisenbrey provisional applications, that the Applicant had conceived his claimed invention, had reduced his claimed invention to practice by manufacturing and testing a product comprising his invention and had even completed preparation of the Specification which is now being prosecuted before the USPTO.

Accordingly, as all other rejections have been abandoned, with the only rejections remaining being dependent upon Aisenbrey, it is respectfully submitted that claims 1-26 are in condition for allowance and that action toward same be initiated.

Respectfully submitted,

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